

Docket No.
1038-1168 MIS:jb

Declaration and Power of Attorney For Patent Application

English Language Declaration

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name,

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled

MULTIVALENT IMMUNOGENIC COMPOSITION CONTAINING RSV SUBUNIT COMPOSITION AND INFLUENZA VIRUS PREPARATION

the specification of which

(check one)

is attached hereto.

was filed on December 16, 1999 as United States Application No. or PCT International Application Number PCT/CA99/01194

and was amended on _____

(if applicable)

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose to the United States Patent and Trademark Office all information known to me to be material to patentability as defined in Title 37, Code of Federal Regulations, Section 1.56.

I hereby claim foreign priority benefits under Title 35, United States Code, Section 119(a)-(d) or Section 365(b) of any foreign application(s) for patent or inventor's certificate, or Section 365(a) of any PCT International application which designated at least one country other than the United States, listed below and have also identified below, by checking the box, any foreign application for patent or inventor's certificate or PCT International application having a filing date before that of the application on which priority is claimed.

Prior Foreign Application(s)

Priority Not Claimed

| | | | |
|-----------------------|------------------------|-------------------------------------|--------------------------|
| <hr/> <p>(Number)</p> | <hr/> <p>(Country)</p> | <hr/> <p>(Day/Month/Year Filed)</p> | <input type="checkbox"/> |
| <hr/> <p>(Number)</p> | <hr/> <p>(Country)</p> | <hr/> <p>(Day/Month/Year Filed)</p> | <input type="checkbox"/> |
| <hr/> <p>(Number)</p> | <hr/> <p>(Country)</p> | <hr/> <p>(Day/Month/Year Filed)</p> | <input type="checkbox"/> |

I hereby claim the benefit under 35 U.S.C. Section 119(e) of any United States provisional application(s) listed below:

(Application Serial No.)

(Filing Date)

(Application Serial No.)

(Filing Date)

(Application Serial No.)

(Filing Date)

I hereby claim the benefit under 35 U. S. C. Section 120 of any United States application(s), or Section 365(c) of any PCT International application designating the United States, listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States or PCT International application in the manner provided by the first paragraph of 35 U.S.C. Section 112, I acknowledge the duty to disclose to the United States Patent and Trademark Office all information known to me to be material to patentability as defined in Title 37, C. F. R., Section 1.56 which became available between the filing date of the prior application and the national or PCT International filing date of this application:

09/213,770

December 17, 1998

Pending

(Application Serial No.)

(Filing Date)

(Status)

(patented, pending, abandoned)

PCT/CA99/01194

December 16, 1999

(Status)

(patented, pending, abandoned)

(Application Serial No.)

(Filing Date)

(Status)

(patented, pending, abandoned)

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

POWER OF ATTORNEY: As a named inventor, I hereby appoint the following attorney(s) and/or agent(s) to prosecute this application and transact all business in the Patent and Trademark Office connected therewith. (*list name and registration number*)

Michael I. Stewart (Reg. No. 24,973)

Send Correspondence to: **Sim & McBurne**
6th Floor, 330 University Avenue
Toronto, Ontario
M5G 1R7.

Direct Telephone Calls to: (*name and telephone number*)
Michael I. Stewart at (416) 595-1155

| | |
|---|------|
| Full name of sole or first inventor George A. Cates | Date |
| Sole or first inventor's signature | |
| Residence Richmond Hill, Ontario, Canada. | |
| Citizenship Canadian | |
| Post Office Address 37 Pemberton Road, Richmond Hill, Ontario, Canada, L4C 3T5. | |
| | |

| | |
|--|------|
| Full name of second inventor, if any Suryaprakash Sambhara | Date |
| Second inventor's signature | |
| Residence waterloo, Ontario, Canada. | |
| Citizenship Canadian | |
| Post Office Address 50 Harkness Circle, Markham, Ontairo, Canada, L3S 1Y1. | |
| | |

| | |
|---|------|
| Full name of third inventor, if any David Burt | |
| Third inventor's signature | Date |
| Residence Ajax, Ontario, Canada. | |
| Citizenship Canadian | |
| Post Office Address 47 Dakin Drive, Ajax, Ontario, Canada, L1T 2S2. | |
| | |

| | |
|--|------|
| Full name of fourth inventor, if any Michel H. Klein | |
| Fourth inventor's signature | Date |
| Residence Toronto, Ontario, Canada. | |
| Citizenship Canadian | |
| Post Office Address 16 Munro Boulevard, Toronto, Ontario, Canada, M2P 1B9. | |
| | |

| | |
|-------------------------------------|------|
| Full name of fifth inventor, if any | |
| Fifth inventor's signature | Date |
| Residence | |
| Citizenship | |
| Post Office Address | |
| | |

| | |
|-------------------------------------|------|
| Full name of sixth inventor, if any | |
| Sixth inventor's signature | Date |
| Residence | |
| Citizenship | |
| Post Office Address | |
| | |